

Appl. No. 09/862,742
Atty. Docket No. AA-473
Amdt. dated October 25, 2005
Reply to Office Action of August 2, 2005
Customer No. 27752

REMARKS

Claim Status

Claims 1-10; and 12-37 are pending in the present application. Claims 4 and 34 are amended. No new matter is added.

Double Patenting

The Office Action rejects provisionally rejects the claims under the judicially created doctrine of double patenting. Applicant acknowledges the rejection and will consider filing a terminal disclaimer once patentable claims have been identified.

Drawings

The Office Action objects to the drawings as allegedly failing to show every feature of the invention specified in the claims. The Office Action states that "historical data", Fig. 3, reference 226 must be shown or the feature(s) canceled from the claim(s). In response, Applicant submits the term "historical data" is not found in the claims. Furthermore, Applicant fails to appreciate what claim term the Office is taking issue with since the term "historical data" is not found in the claims.

Claim Objection

Claims 4 and 34 are objected to under 37 CFR 1.75(c), as being of improper dependent form for failing to further limit the subject matter of a previous claim. In response, Applicant amends Claim 4 to narrow the term "fabric care product" of Claim 1 to a "fabric softener." Similarly, Applicant also amends 34 such that the fabric care products are defined as a "dryer added sheet product." Applicant submits these claim amendments overcome the claim rejection.

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Rejection Under 35 USC 103(a) Over Tracy et al., (US 6,550,672) in view of Johnson et al. (US 6,484,168).

The claim have been rejected under 35 USC 103(a) as being unpatentable over Over Tracy et al., (US 6,550,672) in view of Johnson et al. (US 6,484,168). Applicant traverses the rejection. Applicant suspects the Office Action has made a typographical error given that US 6,484,168 is not "Johnson" but rather "Pennock." Reference is made to col. 15 of Johnson (*see e.g.*, page 7, line 13); however, US 6,484,168 has only 12 columns.

In view of the foregoing, Applicants have fully responded to the outstanding office action.

Respectfully submitted,

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